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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

SEP 20 2022

SEAN F. McAVOY, CLERK
DEPUTY
SPOKANE, WASHINGTON

9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 RANDY COY JAMES HOLMES, and
15 WILLIAM HUNTINGTON BURNS,

16 Defendants.

2:21-CR-164-TOR

SUPERSEDING INDICTMENT

18 U.S.C. § 111(a)(1), (b),
Assault with Deadly Weapon on a
Federal Law Enforcement Officer
(Count 1)

18 U.S.C. § 924(c)(1)(A)(iii)
Discharge of a Firearm During and in
Relation to a Crime of Violence
(Count 2)

18 U.S.C. §§ 922(g)(1), 924(a)(2)
Felon in Possession of a Firearm
(Count 3)

18 U.S.C. §§ 922(d), 924(a)(2)
Transfer of Firearm to a Prohibited
Person
(Count 4)

18 U.S.C. § 924, 28 U.S.C. § 2461
Forfeiture Allegations

1 The Grand Jury charges:

2 COUNT 1

3 On or about November 5, 2021, in the Eastern District of Washington, the
4 Defendant, RANDY COY JAMES HOLMES, did intentionally and forcibly assault
5 and inflict bodily injury upon A.J., a Special Agent with the Bureau of Alcohol,
6 Tobacco, Firearms, and Explosives, by means and use of a deadly and dangerous
7 weapon, that is, a Glock Model 17 9mm semi-automatic handgun bearing serial
8 number BHBR218, while he was engaged in and on account of, the performance of
9 his official duties, in violation of 18 U.S.C. § 111(b).
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12 COUNT 2

13 On or about November 5, 2021, in the Eastern District of Washington, the
14 Defendant, RANDY COY JAMES HOLMES, did knowingly discharge and use a
15 firearm, the is a Glock Model 17 9mm semi-automatic handgun bearing serial number
16 BHBR218, during and in relation to a crime of violence for which he may be
17 prosecuted in a court of the United States, to wit: Assault with a Deadly Weapon on a
18 Federal Law Enforcement Officer, to wit: A.J., as charged in Count 1, in violation of
19 18 U.S.C. § 111(a)(1), (b); all in violation of 18 U.S.C. § 924(c)(1)(A)(iii).
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23 COUNT 3

24 On or about November 5, 2021, in the Eastern District of Washington, the
25 Defendant, RANDY COY JAMES HOLMES, knowing of his status as a person
26 previously convicted of a crime punishable by imprisonment for a term exceeding one
27
28

1 year, did knowingly possess in and affecting commerce, a firearm, to wit: a Glock
2 Model 17 9mm semi-automatic handgun bearing serial number BHBR218, which
3 firearm had theretofore been transported in interstate and foreign commerce, in
4 violation of 18 U.S.C. §§ 922(g)(1), 924(a)(2).
5

6 COUNT 4

7 On or about November 5, 2021, in the Eastern District of Washington, the
8 Defendant, WILLIAM HUNTINGTON BURNS, knowingly loaned a firearm, that
9 is, a Glock Model 17 9mm semi-automatic handgun bearing serial number BHBR218,
10 to Randy Coy James Holmes, knowing or having reasonable cause to believe that
11 Randy Coy James Holmes had been convicted of a crime punishable by imprisonment
12 for a term exceeding one year, in violation of 18 U.S.C. §§ 922(d), 924(a)(2).
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15 NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS
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17 The allegations contained in this Superseding Indictment are hereby re-alleged and
18 incorporated by reference for the purpose of alleging forfeitures.

19 Pursuant to 18 U.S.C. § 924(d) and 28 U.S.C. § 2461(c), upon conviction of an
20 offense in violation of 18 U.S.C. § 924(c)(1)(a)(iii) and/or 18 U.S.C. § 922(g)(1),
21 and/or 18 U.S.C. §§ 922(d), 924(a)(2), as set forth in this Superseding Indictment,
22 Defendants, RANDY COY JAMES HOLMES, and WILLIAM HUNTINGTON
23 BURNS shall forfeit to the United States of America, any firearms and ammunition
24 involved or used in the commission of the offense(s), including, but not limited to:
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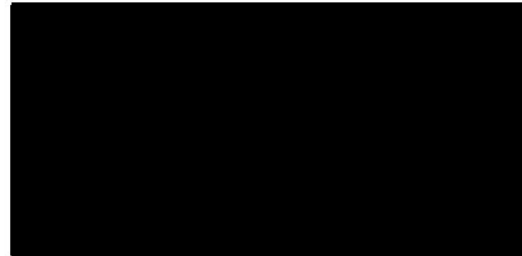
1 Defendant RANDY COY JAMES HOLMES (Counts 2 and 3)

2 a Glock Model 17 9mm semi-automatic handgun bearing serial number
3 BHBR218

4 Defendant WILLIAM HUNTINGTON BURNS (Count 4)

5 a Glock Model 17 9mm semi-automatic handgun bearing serial number
6 BHBR218

7 Dated: September 20th, 2022.



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